



Atty. Dkt. No. 088485-0237

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hisahide Hattori et al.

Title: INFORMATION RECORDING APPARATUS AND INFORMATION RECORDING METHOD

Appl. No.: 10/734367

Filing Date: 12/11/2003

Examiner: Mano Padmanaghan

Art Unit: 2188

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.

Christine Flores
(Printed Name)

C. Flores
(Signature)

8/3/05
(Date of Deposit)

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of a document known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.



TIMING OF THE DISCLOSURE

The listed document is being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

For convenience of the examiner, a machine translation of the detailed description section of the reference is enclosed. Additionally, several English language US patents which are in the same family of patents as the cited reference are listed on the SB08 form.

A direct English translation of the foreign-language document is not readily available. However, the absence of such translation does not relieve the PTO from its duty to consider the submitted foreign language document (37 CFR §1.98 and MPEP §609).

Applicant respectfully requests that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

STATEMENT

The undersigned hereby states in accordance with 37 CFR §1.704(d) that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR §1.56(c) more than thirty days prior to the filing of the information disclosure statement.

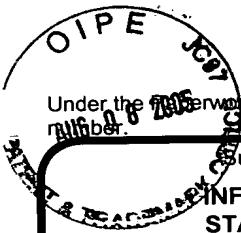
Date August 3, 2005

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Respectfully submitted,

By David A. Blumenthal

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Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT AUG 08 2005**

Date Submitted: August 3, 2005

(use as many sheets as necessary)

Sheet 1 of 1 Attorney Docket Number 088485-0237

Complete if Known

Application Number	10/734367
Filing Date	12/11/2003
First Named Inventor	Hisahide Hattori
Group Art Unit	2188
Examiner Name	Mano Padmanabhan
Attorney Docket Number	088485-0237

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO).
In patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁴Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁵Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

(Translation)

Mailed: July 5, 2005



NOTIFICATION OF REASONS FOR REJECTION

Patent Application No.: Japanese Patent Application No. 2002-366903

Examiner's Notice Date: June 30, 2005

Examiner: Satoshi SAITO 4232 5Q00

Attorney for Patent Applicant: Takehiko SUZUYE (other 6 attorneys)

Applied Section: Section 29 (2)

This application is rejected on the grounds stated below. Any opinion about the rejection must be filed within 60 DAYS of the mailing date hereof.

REASON

The invention is unpatentable under Section 29 (2) of the Patent Law, as being such that the invention could easily have been made by a person with ordinary skill in the art to which the invention pertains, on the basis of the invention described in the following publication distributed in Japan or a foreign country prior to this application or the invention made available to the public through electric telecommunication lines in Japan or a foreign country prior to this application.

REMARKS (refer to reference cited)

- Claims 1 to 10
- Reference 1
- Remark

Reference 1 discloses that, when video image information in conformity with a recording format of a DVD video disk is recorded on a DVD-RAM disk (paragraph [0007]), an area which enables continuous recording is preset, and that video image information is continuously recorded on this area (claim 1).

The data structure recited in these claims was known as a recording format of DVD video disks prior to the filing date of the present application, and, additionally, it is disclosed and used in Reference 1, as stated above, also to set

an area enabling continuous recording, which corresponds to the term "recordable continuous region" used in these claims. Thus, no particular difference would be found between the present invention as claimed in these claims and the technique disclosed in Reference 1.

If a new reason for rejection is noticed, a further Official Action will be issued.

Reference Cited:

1. Jpn. Pat. Appln. KOKAI Publication No. 2000-112672
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Prior Art Search Report

Searched Field: IPC 7th ed. G11B 20/12

Prior-Art Documents:

Jpn. Pat. Appln. KOKAI Publication No. 2000-112673
WO 98/14938
Jpn. Pat. Appln. KOKAI Publication No. 2000-013728
(All the documents disclose the setting of continuous recording areas including a defective area, like Reference 1.)

The result of this prior art search does not constitute the reasons for rejection.